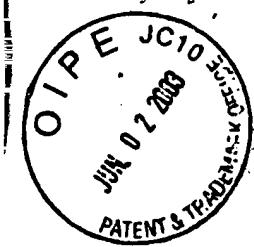


#4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re the application of:

K. Elwell et al

Application No. 10/029,688

Filed: 12/21/2001

For: ENTERPRISE NETWORK ANALYZER
HOST CONTROLLER/ZONE
CONTROLLER INTERFACE SYSTEM
AND METHOD

Date: May 28, 2003

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Petitions, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 28, 2003.

Signed:

**Mail Stop Petitions
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

RECEIVED
JUN 05 2003

Technology Center 2100

PETITION TO MAKE SPECIAL
37 C.F.R. 1.102 and MPEP § 708.02(II)

Sir:

I hereby petition for Advancement of Examination of the above referenced application under 37 C.F.R. 1.102 and MPEP 708.02(II).

As the undersigned practitioner, being duly registered to practice before the U.S. Patent and Trademark Office, I make the following statements in support of this petition.

I am informed, believe and allege thereon that an infringing device or product is actually on the market and/or an infringing method is actually in use (MPEP 708.02(TD)(A)).

I have made a rigid comparison of the alleged infringing device, product or method with the claims of the application, and in my opinion some of the claims are unquestionably infringed (MPEP 708.02(II)(B)).

I have made or caused to be made a careful and thorough search of the prior art (MPEP 708.02(I)(C)).

06/03/2003 YP0LITE1 000000157 10029688 130.00 op
01 FC:1460

Uncovered references were submitted previously in an information disclosure statement (IDS).

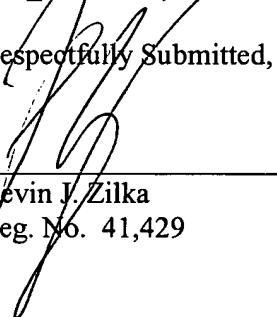
FEES

Attached is a check in the amount of \$130 for the Petition fee. However, if it is determined that any additional fee is due the Office is authorized to charge the amount or credit any overpayment to deposit account 50-1351 (Order No. NAI1P061_01.303.01).

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Respectfully Submitted,



Kevin J. Zilka
Reg. No. 41,429